

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE TARIFF FILING OF SOUTH	)	
CENTRAL BELL TELEPHONE COMPANY	)	CASE NO. 92-291
TO GRANDFATHER INFORMATION	)	
DELIVERY SERVICE (976 SERVICE)	)	

O R D E R

On June 11, 1992, South Central Bell Telephone Company ("South Central Bell") filed revised tariff sheets wherein it proposed to grandfather information delivery service (976 service) within the state of Kentucky. South Central Bell proposed that the filing become effective on and after July 13, 1992.

On July 10, 1992, Commission Staff returned by letter an accepted copy of the above-referenced tariff revision. The Commission, however, received a letter on July 13, 1992, which it will treat as a motion to intervene, from James G. Campbell, Attorney-at-Law on behalf of Winn Communications, requesting that the tariff be suspended. (This letter is attached hereto and incorporated herein and marked Exhibit A.)

The Commission finds that pursuant to KRS 278.190, further proceedings are necessary in order to determine the reasonableness of the above-mentioned proposed tariff filing. Winn Communications should be granted full intervention in this proceeding.

IT IS THEREFORE ORDERED that:

1. The proposed tariff filing is hereby suspended for five months from July 13, 1992 up to and including December 12, 1992.

2. Nothing contained herein shall prevent the Commission from entering a final decision in this matter prior to the termination of the suspension period.

3. The motion of Winn Communications to intervene is granted.

4. Winn Communications shall be entitled to the full rights of a party and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this Order.

5. Should Winn Communications file documents of any kind with the Commission in the course of these proceedings, it shall also serve a copy of said documents on all other parties of record.

Done at Frankfort, Kentucky, this 13th day of July, 1992.

PUBLIC SERVICE COMMISSION

  
For the Commission

ATTEST:

  
Executive Director, Acting

## OGDEN NEWELL & WELCH

RICHARD F. NEWELL  
JAMES S. WELCH  
JOHN T. BALLANTINE  
JOSEPH C. OLDHAM  
JAMES L. COORSSEN\*  
STEPHEN F. SCHUSTER  
SCOTT T. WENDELSDOFF  
WALTER LAPP SALES  
ERNEST W. WILLIAMS  
DAVID A. HARRIS

GREGORY J. BUBALO\*\* PSC  
D. BRIAN RATTLIFF  
W. GREGORY KING  
ROBERT E. THIEMAN  
JAMES N.G. CAUTHEN\*\*\*  
JAMES B. MARTIN, JR.  
LISA ANN VOGT  
JOHN WADE HENDRICKS  
JEANNE RESS CLEMENS  
TURNER P. BERRY

1200 ONE RIVERFRONT PLAZA  
LOUISVILLE, KENTUCKY 40202-2973  
(502) 582-1601  
FAX: (502) 581-9564

JAMES G. CAMPBELL  
PATRICIA BRENNAN VAN CLEAVE  
TERESA C. BUCHHEIT  
SUSAN C. BYBEE  
DOUGLAS C. BALLANTINE  
JOHN T. BALLANTINE, JR.  
TRACY S. PREWITT\*\*  
THOMAS E. RUTLEDGE  
SHARON A. MATTINGLY  
CHRISTINA B. SAILER

SQUIRE R. OGDEN  
1898-1984

\*ALSO ADMITTED FLORIDA  
\*\*ALSO ADMITTED INDIANA  
\*\*\*ALSO ADMITTED VIRGINIA

July 10, 1992

VIA FACSIMILE  
and FEDERAL EXPRESS

Mr. Claude G. Rhorer  
Acting Executive Director  
Public Service Commission  
730 Schenkel Lane  
P. O. Box 615  
Frankfort, KY 40602

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P.S.C.  
RESEARCH DIVISION

**Re: South Central Bell Information Services Tariff**

Dear Mr. Rhorer:

*C.N. 92-291*

Our firm represents Winn Communications and they have requested that we seek the Commission's assistance regarding South Central Bell's requested changes to its information services tariff. On June 15, 1992, South Central Bell filed a request with the Commission to modify its 976 information services tariff in Kentucky. The requested effective date of implementation of South Central Bell's new tariff is July 13, 1992. By letter dated June 16, 1992, South Central Bell indicates that subscribers to its 976 Tariff may not modify their service arrangement unless it is to terminate the 976 service arrangement. South Central Bell's PSC Kentucky Tariff 2A First Revised Page 5.1 evidently implements the restriction on modification to 976 service arrangements. In addition, the limitation on transfers of service adversely impacts the value of information service providers like Winn Communications.

Pursuant to KRS 278.260(1), Winn Communications hereby requests that the Commission suspend South Central Bell's requested modification to its information services tariff contained in South Central Bell's general subscriber services tariff, P.S.C. Kentucky Tariff 2A. The grounds for this request are that the tariff modification, as proposed, unfairly, unreasonably, and unjustly imposes additional regulations on information services providers by


Mr. Claude G. Rhorer  
July 10, 1992  
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limiting their ability to obtain or transfer South Central Bell's 976 service. Winn Communications has paid the \$3,000 installation charge to provide information services to Kentucky residents. South Central Bell's proposed tariff modification effectively is limiting the ability of information service providers to adequately address market needs.

While Winn Communications understands that South Central Bell may need to adjust its 976 tariff, South Central Bell should provide additional time to allow 976 providers to adjust their operations. Thirty days is simply not sufficient time. Therefore, Winn Communications requests that the Commission suspend the modification to the South Central Bell information services tariff pursuant to KRS 278.190 for a period of five months so Winn Communications may fully analyze the impact of the proposed tariff modifications on its business. In addition, South Central Bell should be required to justify the proposed modifications since the modifications have such a drastic impact on South Central Bell's customer.

Thank you for your attention to this matter. If you have any questions or comments, please feel free to contact me.

Yours very truly,

A handwritten signature in cursive script, reading "James G. Campbell".

James G. Campbell  
Counsel to Winn Communications

JGC/blh